



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/731,581	12/06/2000	David M. Maymudes	MS1-637US	9810
22801	7590	10/16/2006	EXAMINER	
LEE & HAYES PLLC 421 W RIVERSIDE AVENUE SUITE 500 SPOKANE, WA 99201			HUYNH, BA	
			ART UNIT	PAPER NUMBER
			2179	

DATE MAILED: 10/16/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Supplemental  
Notice of Allowability**

Application No.

09/731,581

Examiner

Ba Huynh

Applicant(s)

MAYMUDES ET AL.

Art Unit

2179

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the examiner's amendment on 10/10/06.
2. ☒ The allowed claim(s) is/are 1-25 and 27-51.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

**BA HUYNH**  
**PRIMARY EXAMINER**

### EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with John R. Bucher (as per Cheryl Boies) on 10/10/06.

The application has been amended as follows:

In the specification,

page 8, line 6, after the phrase "Application Serial No.", replace the blank with "09/731,560 (US Patent No. 6,774,919)",

page 8, line 10, after the phrase "Application Serial No.", replace the blank with "09/732,084 (US Patent No. 6,834,390)",

page 8, line 14, after the phrase "Application Serial No.", replace the blank with "09/731,490 (US Patent #6,983,466)",

page 8, line 18, after the phrase "Application Serial No.", replace the blank with "09/732,452 (US Patent No. 7,114,161)",

page 8, line 22, after the phrase "Application Serial No.", replace the blank with "09/731,529 (US Patent No. 6,961,943)",

page 8, line 26, after the phrase "Application Serial No.", replace the blank with "09/732,087 (US Patent No. 6,959,438)",

page 8, line 30, after the phrase "Application Serial No.", replace the blank with "09/732,090 (US Patent No. 6,611,215)",

page 8, line 34, after the phrase "Application Serial No.", replace the blank with "09/732,085 (US Patent No. 7,114,162)",

page 9, line 1, after the phrase "Application Serial No.", replace the blank with "09/731,491 (US Patent No. 6,768,499)",

page 9, line 5, after the phrase "Application Serial No.", replace the blank with "09/731,563 (US Patent No. 6,954,581)",

page 9, line 9, after the phrase "Application Serial No.", replace the blank with "09/731,892 (US Patent No. 6,912,717)",

page 9, line 13, after the phrase "Application Serial No.", replace the blank with "09/732,089 (US Patent No. 7,103,677)",

page 9, line 17, after the phrase "Application Serial No.", replace the blank with "09/731,581",

page 9, line 21, after the phrase "Application Serial No.", replace the blank with "09/732,372 (US Patent No. 6,882,891)",

page 9, line 24, after the phrase "Application Serial No.", replace the blank with "09/732,086".

Art Unit: 2179

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ba Huynh whose telephone number is (571) 272-4138. The examiner can normally be reached on Mon - Fri.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Weilun Lo can be reached on 571-272-4847. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Ba Huynh  
Primary Examiner  
AU 2179  
10/10/06

BA HUYNH  
PRIMARY EXAMINER